

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF MISSISSIPPI
JACKSON DIVISION**

JOHN ROBERT SMITH, ET AL.

PLAINTIFFS

VS.

CIVIL ACTION NO. 3:01cv855-HTW-EGJ-DCB

**ERIC CLARK, Secretary of State of Mississippi;
ET AL.**

DEFENDANTS

Consolidated with

KELVIN BUCK, ET AL.

PLAINTIFFS

VS.

**HALEY BARBOUR, in his official capacity as
Governor of the State of Mississippi, ET AL.**

DEFENDANTS

**THE GOVERNOR'S AND THE ATTORNEY GENERAL'S
RESPONSE TO MOTION TO INTERVENE**

The Governor and the Attorney General, sued here in their official capacities,* submit that this Court should deny the Motion to Intervene filed by the Mississippi Early Voting Initiative, Hester Jackson McCrary, and Kelly Jacobs [Dkt. 133] based upon the reasons set forth in the separately filed memorandum of authorities supporting this Response and the following exhibits affixed hereto: Motion to Intervene (Exhibit 1); Proposed Motion for Rehearing (Exhibit 2); Mississippi Supreme Court Order Denying Motion to Intervene (Exhibit 3).

Dated: November 22, 2021

* Governor Tate Reeves and Attorney General Lynn Fitch are automatically substituted for their predecessors-in-office as defendant parties. *See* Fed. R. Civ. P. 25(d).

Respectfully submitted,

LYNN FITCH
Attorney General

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Governor Tate Reeves and
Attorney General Lynn Fitch*